

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CAROL LESH, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

CABLE NEWS NETWORK, INC.,

Defendant.

Case No. 1:24-cv-03132-VM

Hon. Victor Marrero

PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff Carol Lesh respectfully submits this Notice of Supplemental Authority regarding the pending Motion to Dismiss the First Amended Complaint. ECF Nos. 32-33, 35-36. Plaintiff brings to the Court's attention a December 12, 2024 Order by the Honorable Charles R. Breyer of the Northern District of California in *Mirmalek v. Los Angeles Times Communications LLC*, Case No. 3:24-cv-1797, ECF No. 30 (N.D. Cal. Dec. 12, 2024). The *Mirmalek* Order is attached hereto as **Exhibit 1**. The *Mirmalek* Order is relevant to the Parties' respective arguments regarding whether Plaintiff has stated a claim for a violation of Cal. Penal Code § 638.51.

Dated: December 12, 2024

Respectfully submitted,

BURSOR & FISHER, P.A.

By: /s/ Yitzchak Kopel
Yitzchak Kopel

Yitzchak Kopel
Alec M. Leslie
Max S. Roberts
1330 Avenue of the Americas, 32nd Floor
New York, NY 10019
Telephone: (646) 837-7150
Facsimile: (212) 989-9163
Email: ykopel@bursor.com

aleslie@bursor.com
mroberts@bursor.com

Attorneys for Plaintiff